Gregory P. Goonan (Cal. Bar #119821) The Affinity Law Group APC Clark of the Superior Court 5755 Oberlin Drive, Suite 301 San Diego, CA 92121 Tel: 858-750-1615 Fax: 619-243-0088 By: A. Taylor, Deputy Attorneys for Defendant and Cross-Complainant 5 William A. Long 6 7 8 SUPERIOR COURT OF THE STATE OF CALIFORNIA 9 IN AND FOR THE COUNTY OF SAN DIEGO 10 Digital Comerstone, Inc., f/k/a Linspire, Inc., 11 Case No. 37-2008-00092383-CU-FR-CTL f/k/a Lindows, Inc., a Delaware corporation, 12 Date Filed: September 23, 2008 Plaintiff, Trial Date: August 27, 2010 13 VS. L/C Judge: Hon. Timothy Taylor (Dept. 72) 14 William A. Long, an individual, STIPULATION TO VACATE AND SET 15 ASIDE MAY 5, 2011 JUDGMENT Defendant. AGAINST DEFENDANTS CARMONY 16 AND OLSON AND ORDER THEREON 17 And Related Cross-Action 18 19 Defendant and cross-complainant William A. Long ("Long") and defendants Kevin 20 21 Carmony ("Carmony") and Chad Olson ("Olson"), by and through their undersigned attorneys of 22 record, hereby stipulate and agree as follows: 23 RECITALS 24 1. WHEREAS, the Court entered judgment in favor of plaintiff Digital Cornerstone, Inc. and against defendants Carmony and Olson on May 5, 2011 (the "May 5, 2011 Judgment"). 26 2. WHEREAS, the May, 5, 2011 Judgment was assigned to Long by order of the Court entered August 26, 2011 (the "August 26, 2011 Assignment Order"). 28 STIPULATION TO SET ASIDE AND VACATE CARMONY/OLSON JUDGMENT AND ORDER THEREON

- WHEREAS, Long now is the judgment creditor of the May 5, 2011 Judgment by virtue of the August 26, 2011 Assignment Order.
- 4. WHEREAS, Long has entered into an agreement with Carmony and Olson regarding satisfaction of the May 5, 2011 Judgment; one term of such agreement is that Long, Carmony and Olson have agreed that the May 5, 2011 Judgment may be and shall be set aside and vacated in its entirety by the Court.

STIPULATION

NOW, THEREFORE, in accordance with the foregoing Recitals and the agreement pursuant thereto, Long, Carmony and Olson hereby further stipulate and agree that the May 5, 2011 Judgment may be and shall be set aside and vacated in its entirety by order of the Court. IT IS SO STIPULATED.

THE AFFINITY LAW GROUP APC

By: ____

Gregory P. Goonan

Attorneys for Defendant and

Cross-Complainant William A. Long

THE CABRERA FIRM APC

Attorneys for Defendants

Kevin Carmony and Chad Olson

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ORDER PURSUANT TO STIPULATION

In accordance with the Stipulation of Long, Carmony and Olson as set forth herein, and good cause appearing,

IT IS HEREBY ORDERED that the May 5, 2011 Judgment against Carmony and Olson shall be, and hereby is, set aside and vacated in its entirety.

Dated: 1/26/12

Hon. Timothy B. Taylor
Judge of the Superior Coyat